

MINUTES
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, MARCH 30, 2004
COUNTY COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
1:30 P.M.

Commissioners Present: Ray Stevens, Chair
Larry Hudkins, Vice Chair
Bernie Heier
Deb Schorr
Bob Workman

Others Present: Kerry Eagan, Chief Administrative Officer
Bruce Medcalf, County Clerk
Kristy Mundt, Deputy County Attorney
Trish Owen, Chief Deputy County Clerk
Gwen Thorpe, Deputy Chief Administrative Officer

The Board of Commissioners meeting was called to order at 1:30 p.m..

- 1) **MINUTES: Approval of the minutes of the Board of Commissioners meeting held on Tuesday, March 23, 2004.**

MOTION: Hudkins moved and Workman seconded approval of the minutes of the Board of Commissioners meeting dated March 23, 2004. Schorr, Hudkins, Workman, Heier and Stevens voted aye. Motion carried.

- 2) **SPECIAL PRESENTATIONS:**

A. The Commissioners Award of Excellence for March, 2004 was presented to Ryan Timmerman, a supervisor at the Juvenile Detention Center.

- 3) **PUBLIC COMMENT:**

There was no public comment and the meeting proceeded as planned.

4) **CLAIMS FOR REVIEW:**

A. **Payment Voucher 784-8887, dated February 24, 2004, payable to Kenneth L. Kotas, in the amount of \$59.75. This payment is for the reimbursement of an enrollment fee that was paid for by a check dated August 16, 2003. This claim is beyond the 90 day time period (see Neb. Rev. Stat. §23-135).**

MOTION: Heier moved and Workman seconded approval of Payment Voucher 784-8887, dated February 24, 2004, payable to Kenneth L. Kotas, in the amount of \$59.75. This payment is for the reimbursement of an enrollment fee that was paid for by a check dated August 16, 2003. Workman, Hudkins, Schorr, Heier and Stevens voted aye. Motion carried.

B. **Payment Voucher 784-8885, dated February 23, 2004, payable to Service Linc Inc., in the amount of \$3,260. This payment is for services from July, 2003 through November, 2003. This claim is beyond the 90 day time period (see Neb. Rev. Stat. §23-135).**

MOTION: Workman moved and Heier seconded approval of Payment Voucher 784-8885, dated February 23, 2004, payable to Service Linc Inc., in the amount of \$3,260. This payment is for services from July, 2003 through November, 2003. Hudkins, Heier, Workman, Schorr and Stevens voted aye. Motion carried.

5) **CLAIMS: Approval of all claims processed through Tuesday, March 30, 2004.**

MOTION: Heier moved and Workman seconded approval of all claims processed through March 30, 2004. Heier, Workman, Schorr, Hudkins and Stevens voted aye. Motion carried.

6) **PUBLIC HEARINGS:**

A. **City-County Final Plat 04010, Stevens Creek Pointe Addition, requested by Brian D. Carstens and Associates on behalf of Gerry and Dianne Krieser, consisting of seven lots and three outlots, on property generally located at North 134th and Adams Street in Lancaster County, Nebraska.**

The Chair opened the public hearing.

6) **PUBLIC HEARINGS CONTINUED:**

The Clerk administered the oath to Brian Carstens.

Carstens, representing Gerry and Dianne Krieser, appeared and stated the Community Unit Plan was approved approximately three years ago and that the final plat was the last step in the process.

The Chair asked if anyone else wanted to provide testimony.

No one appeared and the hearing was closed.

7) **NEW BUSINESS:**

A. A resolution in the matter of City-County Final Plat 04010, Stevens Creek Pointe Addition, requested by Brian D. Carstens and Associates on behalf of Gerry and Dianne Krieser, consisting of seven lots and three outlots, on property generally located on North 134th and Adams Streets in Lancaster County, Nebraska. (R-04-0029)

MOTION: Schorr moved and Hudkins seconded approval of Resolution 04-0029 in the matter of City-County Final Plat 04010, Stevens Creek Pointe Addition, requested by Brian D. Carstens and Associates on behalf of Gerry and Dianne Krieser, consisting of seven lots and three outlots, on property generally located on North 134th and Adams Streets in Lancaster County, Nebraska. Schorr, Heier, Workman, Hudkins and Stevens voted aye. Motion carried.

B. A subdivision agreement with Gerry and Dianne Krieser, filed by Brian D. Carstens and Associates, for City-County Final Plat 04010, Stevens Creek Pointe Addition, on property generally located on North 134th and Adams Streets in Lancaster County, Nebraska. (C-04-0164)

MOTION: Hudkins moved and Heier seconded approval of a subdivision agreement with Gerry and Dianne Krieser, filed by Brian D. Carstens and Associates, for City-County Final Plat 04010, Stevens Creek Pointe Addition, on property generally located on North 134th and Adams Streets in Lancaster County, Nebraska. Hudkins, Workman, Heier, Schorr and Stevens voted aye. Motion carried.

7) **NEW BUSINESS CONTINUED:**

C. Applications for three Special Designated Licenses from B & B-Q Inc. d/b/a Cheerleaders to hold wedding receptions at Country Pines, located at 6305 West Adams, on Saturday, April 17, 2004 from 4:30 p.m. to 1 a.m.; Saturday, May 1, 2004 from 4 p.m. to 1 a.m. and on Sunday, May 30, 2004 from 6 p.m. to 1 a.m..

MOTION: Hudkins moved and Workman seconded approval of three Special Designated Licenses from B & B-Q Inc. d/b/a Cheerleaders to hold wedding receptions at Country Pines, located at 6305 West Adams, on Saturday, April 17, 2004 from 4:30 p.m. to 1 a.m.; Saturday, May 1, 2004 from 4 p.m. to 1 a.m. and on Sunday, May 30, 2004 from 6 p.m. to 1 a.m..

In response to a question asked by Stevens, Lancaster County Sheriff, Terry Wagner stated he didn't believe the County Board had requested that alcohol stopped being served prior to 1 a.m. in the past.

Hudkins asked if there had been any calls for service.

Wagner stated there had been no problems since meeting with the owners of the facility.

ROLL CALL: Heier, Hudkins, Schorr, Workman and Stevens voted aye. Motion carried.

**D. A resolution in the matter of County maintenance of roads in the Ridgewood Subdivision generally located at Southwest 27th Street and West Yankee Hill Road in Lancaster County, Nebraska.
(R-04-0030)**

MOTION: Schorr moved and Heier seconded approval of Resolution 04-0030 in the matter of County maintenance of roads in the Ridgewood Subdivision generally located at Southwest 27th Street and West Yankee Hill Road in Lancaster County, Nebraska. Workman, Schorr, Hudkins, Heier and Stevens voted aye. Motion carried.

7) **NEW BUSINESS CONTINUED:**

E. Acceptance of a sub-recipient award from the Federal Emergency Management Agency (FEMA) to the Nebraska Emergency Management Agency (NEMA) for funding of the State and Local Assistance Program for fiscal year 2004. The amount of the award is \$74,700. (C-04-0165)

MOTION: Hudkins moved and Workman seconded to accept a sub-recipient award from the Federal Emergency Management Agency (FEMA) to the Nebraska Emergency Management Agency (NEMA) for funding of the State and Local Assistance Program for fiscal year 2004. Hudkins, Workman, Heier, Schorr and Stevens voted aye. Motion carried.

F. Request for a salary increase for Kristy R. Mundt, an Attorney I with the Lancaster County Attorney's Office, to \$48,719, effective April 1, 2004.

MOTION: Workman moved and Hudkins seconded approval of a request for a salary increase for Kristy R. Mundt, an Attorney I with the Lancaster County Attorney's Office, to \$48,719, effective April 1, 2004. Schorr, Hudkins, Heier, Workman and Stevens voted aye. Motion carried.

G. Reappointment of Kate Kulesher and Dr. Lisa Peterson to the Lincoln-Lancaster County Board of Health for three year terms, expiring April 15, 2007.

MOTION: Heier moved and Hudkins seconded approval of the reappointment of Kate Kulesher and Dr. Lisa Peterson to the Lincoln-Lancaster County Board of Health for three year terms, expiring April 15, 2007. Hudkins, Schorr, Heier, Workman and Stevens voted aye. Motion carried.

H. Appointment of the following individuals to the Lincoln-Lancaster County Commission on the Status of Women:

- ▶ Roberta Stick for a two year term to expire March 1, 2006. This is a reappointment.
- ▶ Holly Burns for a two year term to expire March 1, 2006. This is a reappointment.
- ▶ Kathleen Uhrmacher for a two year term to expire March 1, 2006. This is a reappointment.
- ▶ Bridget Christensen for a two year term to expire March 1, 2006. This is a reappointment.

7) **NEW BUSINESS CONTINUED:**

- ▶ Elizabeth Rodacker for a two year term to expire March 1, 2006. (Replacing Renee Geller.)
- ▶ Danja M. Siders for a two-year term to expire March 1, 2006. (Replacing Maria Medrano-Nehl.)
- ▶ Jeri L. Brandt to the remainder of a two year term to expire March 1, 2005. (Replacing Janet Lu.)

MOTION: Heier moved and Hudkins seconded approval of appointments to the Lincoln-Lancaster County Commission on the Status of Women as recommended. Schorr, Hudkins, Heier, Workman and Stevens voted aye. Motion carried.

- I. **Removal from Pending Comprehensive Plan Amendment 02001A, seeking to amend the 2025 Lincoln-Lancaster County Comprehensive Plan to change the designation of property generally located at the northeast corner of South 84th and Van Dorn Streets, from Agricultural to Urban Residential and Commercial uses; and refer the revised request concerning the proposed amendment to the Lincoln-Lancaster County Planning Commission for re-evaluation.**

MOTION: Heier moved and Workman seconded approval of the removal from pending, Comprehensive Plan Amendment 02001A, seeking to amend the 2025 Lincoln-Lancaster County Comprehensive Plan to change the designation of property generally located at the northeast corner of South 84th and Van Dorn Streets, from Agricultural to Urban Residential and Commercial uses; and refer the revised request concerning the proposed amendment to the Lincoln-Lancaster County Planning Commission for re-evaluation.

Schorr asked how long it would take for the Planning Commission to review the amendment.

Mike DeKalb, Planning Department, stated he had not seen a time line regarding the amendment, however, the re-evaluation should not take long.

ROLL CALL: Workman, Schorr, Heier, Hudkins and Stevens voted aye. Motion carried.

8) **CONSENT ITEMS:** These are items of business that are routine which are expected to be adopted without dissent. Any individual item may be removed for special discussion and consideration by a Commissioner or by any member of the public without prior notice. Unless there is an exception, these items will be approved as one with a single vote of the Board of Commissioners. These items are approval of:

A. Receive and Place on File:

1. **Sheriff's Report of Fees for February, 2004.**

B. Request from Mary M. Meyer, an employee in the Lancaster County Board of Commissioners Office, to voluntarily participate in the County's retirement plan having met the requirements.

C. Request from Begani Akila, an employee at Lancaster Manor, to voluntarily participate in the County's retirement plan having met the requirements.

D. Right-of-way contracts relating to road/culvert construction between the Lancaster County Engineering Department and the following individuals:

- ▶ Ted C. Schroeder one-half mile south of the intersection at North 176th and Adams Streets; Project C.P.J-198. This is a donation. (C-04-0155)
- ▶ Jacoby Farms, in the amount of \$914.10, one-quarter mile west of North 130th Street and Havelock Avenue; Project C.P.J-112. (C-04-0156)
- ▶ Gerald Martin Mills, in the total amount of \$3,645.13, on North 162nd Street from Salt Creek to Davey Road; Project C55-A-401(5). (2 contracts) (C-04-0157 and C-04-0158)
- ▶ Michael A. Minchow, in the total amount of \$1,458.50, on North 162 Street from Salt Creek to Davey Road; Project C55-A-401(5). (3 contracts) (C-04-0159 through C-04-0161)
- ▶ Mancel E. and Alice A. McGill, in the total amount of \$103, one-quarter mile south of North 141st Street and Davey Road; Project C.P.A.-187. (2 contracts) (C-04-0162 and C-04-0163)

MOTION: Hudkins moved and Workman seconded approval of the Consent Items. Heier, Workman, Hudkins, Schorr and Stevens voted aye. Motion carried.

9) **ADJOURNMENT:**

MOTION: Workman moved and Schorr seconded adjournment of the Board of Commissioners meeting at 1:55 p.m.. Schorr, Hudkins, Workman, Heier and Stevens voted aye. Motion carried.

Bruce Medcalf
County Clerk

**MINUTES
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, MARCH 30, 2004
COUNTY COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
IMMEDIATELY FOLLOWING THE REGULAR BOARD OF COMMISSIONERS
MEETING**

Commissioners Present: Ray Stevens, Chair
Larry Hudkins, Vice Chair
Bernie Heier
Deb Schorr
Bob Workman

Others Present: Norm Agena, County Assessor/Register of Deeds
Kerry Eagan, Chief Administrative Officer
Bruce Medcalf, County Clerk
Kristy Mundt, Deputy County Attorney
Trish Owen, Chief Deputy County Clerk
Gwen Thorpe, Deputy Chief Administrative Officer

The Board of Equalization meeting was called to order at 1:55 p.m..

- 1) **MINUTES:** Approval of the minutes of the Board of Equalization meeting held on Tuesday, March 23, 2004.

MOTION: Workman moved and Hudkins seconded approval of the minutes of the Board of Equalization meeting dated March 23, 2004. Schorr, Hudkins, Workman, Heier and Stevens voted aye. Motion carried.

- 2) **PUBLIC COMMENT:**

There was no public comment and the meeting proceeded as planned.

- 3) **ADDITIONS AND DEDUCTIONS:**

Approval of 209 additions and deductions to the tax assessment rolls per Exhibit "A".

MOTION: Schorr moved and Heier seconded approval of the additions and deductions to the tax assessment rolls. Heier, Workman, Hudkins, Schorr and Stevens voted aye. Motion carried.

4) **MOTOR VEHICLE TAX EXEMPTIONS:**

Catholic Bishop of Lincoln
Christ's Place
Church of Jesus Christ of Latter-day Saints
Cristo Rey Church
First Baptist Church
St. Monica's (2 exemption applications)
Temple Baptist Church (2 exemption applications)

MOTION: Heier moved and Hudkins seconded approval of the motor vehicle tax exemptions. Workman, Hudkins, Schorr, Heier and Stevens voted aye. Motion carried.

5) **ADJOURNMENT:**

MOTION: Heier moved and Schorr seconded adjournment of the Board of Equalization meeting at 1:57 p.m.. Hudkins, Heier, Workman, Schorr and Stevens voted aye. Motion carried.

Bruce Medcalf
County Clerk